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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): B. Parker et al

Serial No: 10/034,012

Group Art Unit: 2152

Title: Configuring Computer Network Communications in Response  
To Detected Firewalls

**CERTIFICATE OF MAILING (37 C.F.R. § 1.8(a))**

I hereby certify that this correspondence is, on the date shown below, being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Date: Mar. 20, 2002

Terri L. Fox  
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Commissioner of Patents and Trademarks  
Washington, D.C. 20231

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MAR 29 2002

OFFICE OF PETITIONS

Petition under 37 CFR 1.10 (c)

Sir:

Pursuant to 37 CFR 1.10, applicant hereby petitions that a filing date of December 20, 2001, be accorded to the above-identified patent application that was USPS Express Mailed to the USPTO on that date. The original Filing Receipt mailed by the USPTO on February 4, 2002, accords a filing date of January 3, 2002.

In accordance with 37 CFR 1.10(c)(1), this petition is being filed promptly after Applicant became aware of the discrepancy.

In accordance with the requirements of 37 CFR 1.10(c)(2), the Express Mailing Label number EL588510659US was entered onto

the Utility Patent Application Transmittal prior to mailing by Express Mail, as shown on the enclosed copy of the Transmittal.

In accordance with the requirements of 37 CFR 1.10(c)(3), a computer printout from the USPS on-line tracking system is attached showing that Express Mail item EL588510659US was received and in route to the USPTO on December 20, 2001. A copy of a customer receipt from the USPS has not been located. Nevertheless, 37 CFR 1.10(c)(3) allows "other official notation by the USPS." The enclosed tracking record generated by the USPS constitutes its official notation.

In view of the above showing, Applicant requests that the present application be accorded a filing date of December 20, 2001.

Please charge any fees associated with the filing of this petition to Deposit Account 21-0765.

Respectfully submitted,



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Mark L. Mollon  
Registration No. 31,123  
Attorney for Applicant

Dated: March 20, 2002  
MacMillan, Sobanski & Todd, LLC  
One Maritime Plaza, Fourth Floor  
720 Water Street  
Toledo, Ohio 43604  
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Fax: 734-542-9569

# UTILITY PATENT APPLICATION TRANSMITTAL

Only for new nonprovisional applications under 37 CFR 1.53(b)

Attorney Docket No. 1805 (15817)  
First Inventor or Applicant Identifier Benjamin J. Parker et al.  
Title Configuring Computer Network Communications in Response to Detected Firewalls  
Express Mail Label No. EL 588510659 US

APPLICATION ELEMENTS  
See MPEP chapter 900 concerning utility patent application contents

Assistant Commissioner for Patents  
ADDRESS TO: Box Patent Application  
Washington, DC 20231

1. ☒ \*Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original, and a duplicate for fee processing)

7. ☐ CD-ROM or CD-R in duplicate, large table or  
Computer Program (Appendix)

2. ☐ Applicant claims small entity status.  
(See 37 CFR 1.27)

8. ☐ Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)

3. ☒ Specification [Total Pages 33]  
(preferred arrangement set forth below)

a. ☐ Computer Readable Form (CRF)  
b. Specification Sequence Listing on:

i. ☐ CD-ROM or CD-R (2 copies); or  
ii. ☐ Paper

c. ☐ Statement verifying identity of above copies

- Descriptive title of the Invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R&D
- Reference to sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4. ☒ Drawing(s) (35 USC 113) [Total Sheets 12]

5. Oath or Declaration [Total Pages 2]

- a. ☒ Newly executed (original or copy)  
b. ☐ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 18 completed)  
[Note Box 5 below]

## DELETION OF INVENTORS

- i. ☐ Signed statement attached deleting inventor(s) named in the prior application, see CFR §§ 1.63(d)(2) and 1.33(b).

6. ☐ Application Data Sheet. See 37 CFR 1.76

## ACCOMPANYING APPLICATION PARTS

9. ☒ Assignment Papers (cover sheet & documents)  
10. ☐ 37 CFR §3.73(b) Statement ☒ Power of Attorney  
(when there is an assignee)  
11. ☐ English Translation Document (if applicable).  
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations  
13. ☐ Preliminary Amendment  
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)  
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)  
16. ☒ Request and Certificate under 35 U.S.C. 122(b)(2)(B)(i)  
Applicant must attach Form PTO/SB/35 or its equivalent  
17. ☐ Other: \_\_\_\_\_

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18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:

☐ Continuation ☐ Divisional ☒ Continuation-in-part (CIP)

of prior Application No. 09 / 978,616  
Group/Art Unit \_\_\_\_\_

Prior application information: Examiner \_\_\_\_\_  
For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

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Name (print/type)	Mark L. Mollon			Registration No. (Attorney/Agent)	31,123
Signature	Mark L. Mollon			Date	December 20, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231  
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## Certificate of Mailing by Express Mail

"Express Mail" Mailing Label No. EL 588510659 US Date of Deposit December 20, 2001. I hereby certify that this paper or fee is being deposited in the United States "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, DC 20231.

Terri L. Fox



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### Shipment History

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